

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

RONALD E. MUTH,	:	
Plaintiff	:	
	:	No. 1:14-cv-01798
v.	:	
	:	(Judge Kane)
DENNIS A. WOODRING, et al.,	:	
Defendants	:	

ORDER

AND NOW, this 30th day of November, 2015, **IT IS ORDERED THAT:** Defendant State Farm's motion to dismiss (Doc. No. 26) is **GRANTED**, and count two of Plaintiff's amended complaint is dismissed without prejudice. Defendants Harrisburg and Schriver's motion to dismiss (Doc. No. 27) is **GRANTED IN PART and DENIED IN PART**, as follows:

- a. The motion is **DENIED** as to count one of Plaintiff's amended complaint.
- b. The motion is **GRANTED** as to counts two and three of Plaintiff's amended complaint. Counts two and three are dismissed without prejudice.

Plaintiff may file a second amended complaint within twenty-one (21) days of the date of this Order, if he desires to replead counts two and three.

S/ Yvette Kane
Yvette Kane, District Judge
United States District Court
Middle District of Pennsylvania